

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

The applicant elected without traverse the claims of Group I, claims 17-25 and 31 on 11/13/2006. Therefore, the non-elected claims 26-30, 32, and 33 are now cancelled.

EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

This communication is an Examiner's reasons for allowance in response to application filed on 09/26/2005, assigned serial 10/516,569 and titled "Method and Device for a Vehicle-Related Telematics Service."

The following is the Examiner's statement of reasons for the indication of allowable subject matter:

The applicant's amendment and arguments filed on 06/12/2008 have been fully considered. After carefully reconsidering the application and the applied prior art, the examiner has realized the application is patentably distinct from the prior art.

The cited reference to Rigo does not identically disclose each and every claim element. Rigo fails to disclose the steps of "subdividing the telematics service into partial telematics functionalities that are critical with respect to time and partial telematics functionalities that are not critical with respect to time; executing in the server the partial telematics functionalities that are not critical with respect to time; and

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executing in the data terminal the partial telematics functionalities that are critical with respect to time.

The cited reference to Saito does not identically disclose each and every claim element. Saito fails to disclose the steps of activating the remote diagnosis by establishing a communication connection between a server and a data terminal located in the vicinity of the vehicle; initializing the remote diagnosis by transmitting vehicle information from the data terminal to the server; activating a diagnosis mode in a control unit located in the vehicle; transmitting diagnosis commands from the server to the control unit via the data terminal; transmitting answers resulting from execution of the diagnosis commands from the control unit to the server via the data terminal; evaluating the answers in the server; and transmitting results of the evaluation from the server to the data terminal.

For that reason, the application is now set in a condition of allowance.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tuan C To whose telephone number is (571) 272-6985. The examiner can normally be reached on from 8:00AM to 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Keith can be reached on 571-272-6878.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for

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published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Tuan C To/

Primary Examiner of Art Unit 3663/3600

September 12, 2008